

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT DAYTON**

SONNY G. RIFE,

:

Plaintiff,

:

Case No. 3:09cv00231

:

vs.

District Judge Thomas M. Rose

:

Magistrate Judge Sharon L. Ovington

MICHAEL J. ASTRUE,
Commissioner of the Social
Security Administration,

:

:

Defendant.

:

DECISION AND ENTRY

This case is before the Court upon Plaintiff's Motion to Dismiss (Doc. #5). In the absence of objection by Defendant, *id.* at 1, and for the reasons stated in Plaintiff's Motion and confirmed in his attached Request, the Court finds Plaintiff's Motion well taken. It is therefore **ORDERED** that:

1. Plaintiff's Motion to Dismiss (Doc. #5) is GRANTED;
2. Plaintiff's Complaint is DISMISSED; and
3. This case is terminated on the docket of this Court.

September 29, 2009

***S/THOMAS M. ROSE**

Thomas M. Rose
United States District Judge